

FISCAL NOTE

HB 2271 - SB 2257

March 17, 2005

SUMMARY OF BILL:

1. Authorizes the Petroleum Underground Storage Tank Board to:
 - adopt rules and establish two certification programs, one for installers and service providers and the other for owners and operators of petroleum underground storage tanks.
 - levy and collect annual fees from the owners and/or operators and specifies that funds cannot be redirected by the Commissioner of Finance and Administration.
 - operate for two years after the June 30, 2005 sunset date, reduces deductible amounts for claims for clean-up costs.
2. Establishes a deductible for tank owners of \$20,000.
3. Reclassifies the criminal penalty for tampering with a release detection or prevention device for an underground storage tank.
4. Establishes a voluntary registry for landowners with an underground storage tank.
5. Authorizes the Underground Storage Tank Task Force to operate for two years after June 30, 2005.

ESTIMATED FISCAL IMPACT:

Decrease State Expenditures:

\$250,000 First-Year/TN Underground Storage Tank Fund

\$2,287,000 Second-Year/TN Underground Storage Tank Fund

Increase State Expenditures - \$1,800/Incarceration*

Increase State Revenues:

\$2,309,000/TN Underground Storage Tank Fund

Assumptions:

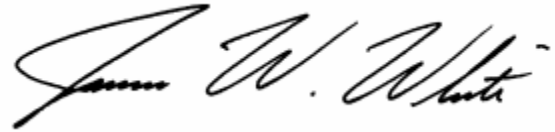
- Fees generated by the two certification programs will provide revenue for the additional resources, staff and other expenditures needed to establish and maintain the programs.
- Revenues will be generated by fee increase from \$125 to \$250 for underground storage tanks and fees being assessed per tank compartment.
- Reducing deductible amount for claims for clean-up costs will result in decreased expenditures.

- One Class E felony conviction every three years

**Section 9-6-119, TCA, requires that: For any law enacted after July 1, 1986, which results in a net increase in periods of imprisonment in state facilities, there shall be appropriated from recurring revenues the estimated operating cost of such law.*

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, reading "James W. White". The signature is fluid and cursive, with the first name "James" written in a smaller, more compact script than the last name "White".

James W. White, Executive Director